

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	:	Attorney Docket No. 2006_1287A
Yuichi OHKAWARA	:	Confirmation No. 8154
Serial No. 10/590,309	:	Group Art Unit 1616
Filed October 12, 2006	:	Examiner Courtney A. Brown
INSECTICIDE COMPOSITIONS	:	Mail Stop: AMENDMENT

RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is responsive to the Official Action dated April 1, 2010.

The Official Action constitutes a Requirement for a Restriction.

Applicant elects to prosecute the invention of Group IV, claims 1-7 and 11, without traverse.

This election is made while reserving Applicant's rights under 35 U.S.C. § 121 to file a divisional application for the non-elected subject matter of Groups I-III, V and VI.

As the elected species, Applicant elects 5.) the compound of formula I wherein X = N, and A+B in the compound of formula (II) is 1,3,5 oxadiazine. Claims 1-6 and 11 are readable on the elected species.

As discussed during a telephonic interview with Examiner Brown on April 26, 2010, "compound I" listed in groups 1.) to 8.) on pages 4-5 of the Office Action should recite "a compound of formula (II)"; and "oxadiazole" indicated in the last line on page 4 of the Office Action should recite "oxadiazine".

Applicant appreciates the courtesies extended to Applicant's attorney during the interview.

Favorable action on the merits is earnestly solicited.

Respectfully submitted,

Yuichi OHKAWARA

/Andrew B.

By Freistein/

Digitally signed by /Andrew B. Freistein/
DN: cn=/Andrew B. Freistein/, o=WLP,
ou=WLP, email=afreistein@wmdcrauth.
com, c=US
Date: 2010.04.27 12:28:48 -0700

Andrew B. Freistein

Registration No. 52,917

Attorney for Applicant

ABF/cmj

Washington, D.C. 20005-1503

Telephone (202) 721-8200

Facsimile (202) 721-8250

April 27, 2010